09/43/121 Please type a plus sign (+) inside this box

APR 0 3 2000

PTO/SB/69 (12-97)

Approved for use through 9/30/00. OMB 0651-0031

Under the Paperwork Reduction Active 95, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

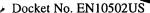
PETITION ROUTING SLIP

(Find the petition from the list and check the box in the heading above the petition)

Complete if Known			
Application Number			
Filing Date	SEPT 28,1999		
First Named Inventor	OCHESBEE		
Group Art Unit			
Examiner Name			
Attorney Docket Number	EN 10502 US		

	PETITIONS DECIDED BY PETITIONS OFFICE			
300 300 300 300 300 300 310 310 311 312 313	708.02) 3 To make special - infringement (37 CFR 1.102, MPEP 108.02) 4 Relating to the Filing/Issuance of Divisional Reissue (37 CFR 1.177) 5 To waive or suspend rules (37 CFR 1.183) 5 To expunge a paper from patent application or patent file (37 CFR 1.59) 6 Withdrawal of Attorney (37 CFR 1.36) 7 For access to application except re proceedings before Board (37 CFR 1.14, MPEP 103, 104) 8 Relating to Small Entity (37 CFR 1.28) 9 Relating to Small Entity (37 CFR 1.28) 10 Relating to reexamination (37 CFR 1.181-1.183) 11 For correction of inventorship for applications - no filling date (37 CFR 1.48) 12 For correction of inventorship re PCT applications (37 CFR 1.48) 13 For filing application without one or more inventors (37 CFR 1.47) 14 For filing PCT application without one or more inventors (37 CFR 1.47) 15 For extension of time without fee in cases in Application Division (37 CFR 1.136(b)) 15 For matters before A/C for Patents - not specified 16 Relating to a filing date under 35 USC 111& 37 CFR 1.53 16 Filing date for application filed by Express Mail (37 CFR 1.10) 17 Filing date for lost application - unavoidable delay (37 CFR 1.137(a))	503 504 505 506 507 508 515 516 519 521 523 525 526 527 530 531 532 533 534 599	To invoke supervisory authority - re patent examining operations (37 CFR 1.181) To withdraw from issue after payment of issue fee (37 CFR 1.313(b)(1-4)) To withdraw from issue after payment of issue fee (37 CFR 1.313(b)) or abandon application in favor of continuing application To enter priority papers after Issue Fee payment (37 CFR 1.55(a)) To defer issuance of patent (37 CFR 1.314) To invoke supervisory authority - re Office of Admin. (37 CFR 1.181) To waive/suspend rules re patent mailers in Office of Admin. (37 CFR 1.183) To decide matters before Deputy A/C for Patents under 37 CFR 1.182 To review refusal to accept & record maintenance fee - application filed on or after 8/27/82 (37 CFR 1.377) To issue patent in the name of the Assignee (37 CFR 1.334(c)) To withdraw a holding of abandonment (37 CFR 1.181) To order a Commissioner-initiated Reexamination proceeding (37 CFR 1.520) To convert Provisional Application To reinstate abandoned Provisional Application PCT petition-unintentional To accept unavoidably delayed payment of maintenance fee (37 CFR 1.378 (b))	
	PETITIONS DECIDED BY THE GROUP DIRECTOR			
610 612 612 614 615	708.02) 70 make special - continuity of earlier application (37 CFR 1.102, MPEP 708.02) 71 o make special - environment quality program (37 CFR 1.102, MPEP 708.02) 72 To make special - accelerated examination (37 CFR 1.102, MPEP 708.02) 73 To make special - Energy Program (37 CFR 1.102, MPEP 708.02) 74 To make special - Recombinant DNA (37 CFR 1.102, MPEP 708.02) 75 To make special for reasons not provided for in codes 601-606 (37 CFR 1.102, MPEP 708.02) 76 To review of final restriction requirement (37 CFR 1.198) 77 To review of final restriction requirement (37 CFR 1.181 not specified in codes Relating to the prematureness of final rejection (37 CFR 1.181, MPEP 706,07(c)) 78 Relating to the refusal to enter an amendment (37 CFR 1.181 & 1.127, MPEP 714.19) 79 To withdraw a holding of abandonment (37 CFR 1.137, MPEP 711.03) 70 Relating to a requirement to cancel new matter from application (37 CFR 1.181, MPEP 608.04(c)) 71 Relating to formal sufficiency/propriety of affidavits (37 CFR 1.131, 1.132, 1.608,MPEP 715.07)	619 620 621 622 623 625 626 627 628	For concurrent Ex parte and Inter parte proceedings (37 CFR 1.212) For return of original oath of patent application (MPEP 604.04(a)) For extension of time (37 CFR 1.136(b)) For interview after Notice of Allowance mailed (MPEP 713.10) Concerning appeal application before transfer of jurisdiction to Board (MPEP 1206) For second or subsequent suspension of action (37 CFR 1.103, MPEP 709) To reinstate Appeals dismissed in Group From denial of reexamination request (37 CFR 5.15(c)) To enter an amendment after payment of Issue Fee (37 CFR 1.312(b)) From refusal to issue a Certificate of Correction (37 CFR 1.181, MPEP 1480 -1485) For withdrawal of attorney from application pending in group (37 CFR 1.36) For extension of lime in a reexamination (37 CFR 1.565(c)) To merge multiple reexamination proceedings (37 CFR 1.565(c), MPEP 2283) To effect a second conversion of inventorship (37 CFR 1.48, MPEP 201.03) Superconductivity To correct inventorship in a patent not in interference (37 CFR 1.324, MPEP 1481) To change inventorship in an application (37 CFR 1.48) To change inventorship in a patent (37 CFR 1.48) To withdraw from Issue before payment of an Issue fee (37 CFR 1.313(a)) For matters before Group Director - not specified	
70° 70° 70° 70° 70° 70° 70° 70° 70° 70°	CFR 1.644) 17 accept belatedly filed copies of interference settlement agreements (35 USC 135(c), 37 CFR 1.666(c)) 38 For withdrawal of attorney in proceeding under 37 CFR 1.201 - 1.288 (37 CFR 1.36) 4 For access to a settlement agreement under 35 USC 135(c) (37 CFR 1.666(b)) 5 For access to an application in proceedings before the Board (37 CFR 1.14(e)) 6 From a refusal to issue a Certificate of Correction (37 CFR 1.322, 1.323) 7 To correct errors in inventorship (37 CFR 1.324) 8 For extension of time to file amendment under 37 CFR 1.196(b) (37 CFR 1.136) 9 To make an application before the Board special (37 CFR 1.102)		To assign particular members to hearing or to request augmented panel (35 USC 7) To decide miscellaneous questions in proceedings under 37 CFR 1.601-1.688 To accept priority papers in applications in interference (37 CFR 1.644) To relastate an Appeal For matters before Chairman of Board - not specified To make an application before the Board special (37 CFR 1.102) To reinstate an Appeal To extend time/suspend proceedings (37 CFR 1,196, 1.197, 1.304) For extension of time to file supplemental Reply Brief (37 CFR 1.136)	
	PETITIONS DECIDED BY SPECIAL LAWS (SECURITY AND GOVERNMENT INTEREST MATTERS)			
902	Under 42 USC 2182 Under 42 USC 2457 Under 35 USC 184	904 905	Under 35 USC 267 To consider/review security or Government interest matters - not specified	
	PETITIONS DECIDED BY THE SOLICITOR			
95° 952	Petitions for extension of time in court matters 35 USC 142, 145, 146 Petitions relating to ex parte questions in cases before the Court of Appeals for the Enders Circuit	953 959	Requests filed under the Freedom of Information Act Not specified	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No:

Reference No.:

EN10502 US

Examiner:

Art Group:

Appn. Filed:

September 28, 1999

Applicants:

Oglesbee, John W.

Burns, Arthur

Title:

Supplemental Battery Overcharge Protection Device

Assistant Commissioner for Patents and Trademarks

Washington, D.C. 20231

Petition for Corrected Filing Receipt

Sir:

Applicants hereby petition for a corrected filing receipt. The Commissioner is hereby authorized to charge any necessary fees to Deposit Account Number 50-0304.

On September 28, 1999, Applicants deposited as Express Mail with the United States Postal Service the application for United Stated Patent mentioned above. Included in the mailing were: (1) Declaration for Utility Patent Application per 37 C.F.R. § 1.63, which claimed priority from two U.S. Applications and from a PCT filing listing the United States as a designate state, a copy of the PCT application; (2) copy of the 18 page PCT application, four sheets drawings; (3) Assignments of Oglesbee and Burns including Recordation Cover Sheet; (4) Return post-card. The transmittal authorized the Commissioner to charge any fees to deposit account 50-0304.

The Express Mail label, No. EL351703315US, was returned with acceptance clerk initials, indicating that the application was received. Additionally, the return post card was returned with a date stamp of September 28, 1999. Applicants note that the return postcard stamp read "430 Rec'd PCT/PTO 28 SEP 1999".

Docket No. EN10502US

After not receiving a filing receipt, Applicants telephoned the USPTO to inquire about the status of the application. Applicants spoke with Diane Jones, tel. No. 703-308-7751. Ms. Jones was most helpful, and indicated that the application had been received by the PCT receiving office at the USPTO as a *PCT APPLICATION*, not as a *U.S. APPLICATION*. Applicants then called the File Receipt Corrections department, tel. No. 703-308-1202, and were instructed by that department to file a Petition for a Corrected Filing Receipt. Applicants thus respectfully submit this petition with a corresponding request for correction.

The Declaration was USPTO form PTO/SB/01, which is a declaration for a U.S. Utility or Design Patent Application. Additionally, the transmittal letter was directed to the USPTO and identified the submission as a United States patent application. In light of these facts, Applicants believe that the application was properly filed with the USPTO on September 28, 1999.

For all of the above reasons, Applicants respectfully request a corrected filing date with the USPTO of September 28, 1999.

To support the facts above, Applicants include with this petition copies of the application materials mentioned above, along with a copy of the returned postcard and Express Mail label.

Applicants thank the Commissioner for consideration of this petition. The Commissioner is hereby authorized to charge any necessary fees to deposit account 50-0304.

Respectfully submitted,

Philip H. Burrus, IV

Associate Agent for Applicants

Registration No.: (P) 45,432

770-338-3227 (fax 3413)